

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
BIG STONE GAP DIVISION**

DANNY L. CARTER,

Plaintiff,

V.

**ANDREW SAUL,
COMMISSIONER OF
SOCIAL SECURITY,**

Defendant.

Case No. 2:19CV00032

ORDER

By: James P. Jones
United States District Judge

It appearing that no objections have been timely filed to the Report filed October 8, 2020, setting forth the findings and recommendations of the magistrate judge, it is **ADJUDGED AND ORDERED** as follows:

1. The Report and its findings and recommendations are wholly ACCEPTED and APPROVED;
2. The motions for summary judgment by the parties are DENIED;
3. The final decision of the Commissioner of Social Security is VACATED and this action is REMANDED to the Commissioner pursuant to the fourth sentence of 42 U.S.C. § 405(g) for further consideration in accord with the Report; and
4. The clerk will close this case.

ENTER: November 5, 2020

/s/ JAMES P. JONES

United States District Judge